THE BOARD OF DIRECTORS OF BROAD BEACH GEOLOGIC HAZARD ABATEMENT DISTRICT

Adopted this Resolution on October 9, 2011, by the following vote:

AYES: **Karno, Levitan, and Marquis**

NOES: **None**

ABSENT: **Lotman, Grossman**

ABSTAIN: **None**

RESOLUTION NO. 2011/02

RESOLUTION APPOINTING A REPRESENTATIVE OF THE MALIBU WEST BEACH CLUB AS A VOLUNTARY ADVISOR TO THE GHAD BOARD

WHEREAS, on September 12, 2011, the Malibu City Council adopted Resolution No. 11-41 approving and ordering the formation of the Broad Beach Geologic Hazard Abatement District (GHAD); and

WHEREAS, GHAD Law (Public Resources Code §§26500 *et seq.*) allows the City Council to either appoint itself to act as the GHAD Board or appoint five landowners of the real property within the GHAD boundaries to act as the GHAD Board; and

WHEREAS, the Malibu City Council appointed five landowners to serve as the GHAD Board; GHAD Law allows these Boardmembers to serve an initial four years; and

WHEREAS, the Malibu West Beach Club (the "Club") is a private beach club with over 230 members from the Malibu West community in Trancas Canyon; and

WHEREAS, the Club owns a parcel located within the boundaries of the GHAD; and

WHEREAS, the Malibu City Council suggested the GHAD Board consider designating a representative of the Club as an advisor to the GHAD; the City Council recognized that GHAD Law requires boardmembers of the GHAD to be landowners within the GHAD and recognized that the advisor would not be a voting member of the GHAD and would not be counted for quorum purposes; and

WHEREAS, the GHAD Board recognizes that the GHAD is a political subdivision of the State of California, governed in accordance with GHAD Law (Pub. Res. Code §§ 26500 *et seq.*), and a legal entity that is separate and distinct from the City of Malibu and the at the GHAD operations are independent of the City functions; and

WHEREAS, on October 9, 2011, the GHAD Board held a public hearing to consider designating a representative of the Club to serve as an advisor to the GHAD Board; and

WHEREAS, Mark Goss is a representative of the Club and can serve as a voluntary advisor to the GHAD Board.

The Board of Directors of the GHAD HEREBY RESOLVES THAT:

1. Provided that Mark Goss remains a member of the Club in good standing, he shall serve in a voluntary advisory capacity to the GHAD Board and may attend meetings of the GHAD Board in this capacity.

2. In this advisory capacity, Mark Goss has no decision making authority and has no legal or formal responsibilities to the GHAD; the role of the advisor is to provide advice and support to the GHAD Board;

3. The advisor's term shall be the same term as the initial Board of Directors and shall automatically terminate four years from the date of this Resolution, which is October 9, 2015.

ATTEST: [redacted]
Clerk of the GHAD Board